

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

CRISTINA CARRILLO

Plaintiff,

v.

MICOL SABBADINI, ZV NY, INC., ZV France
S.A.S., and JOHN DOES 1-5

Defendants.

No. 1:23-CV-05692 (VSB)

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, and upon all of the pleadings and proceedings heretofore and herein, Defendant ZV NY, Inc. move this Court pursuant to Fed. R. Civ. P. 12(b)(6) to dismiss Plaintiff's claims for statutory damages pursuant to 17 U.S.C. § 504(c), attorney's fees pursuant to 17 U.S.C. § 505, and any damages and profits pursuant to 17 U.S.C. § 504(b) related to alleged infringements that occurred more than three years before the Complaint was filed on July 1, 2023.

Respectfully submitted,

Dated: August 15, 2023

HAND BALDACHIN & ASSOCIATES LLP

By: /s/ Marc S. Reiner

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